

IN THE UNITED STATES COURT OF APPEALS

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FOR THE ELEVENTH CIRCUIT

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DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
No. 06-16012-B  
MIDDLE DISTRICT

FILED  
U.S. COURT OF APPEALS  
ELEVENTH CIRCUIT

JUN 12 2007

THOMAS K. KAHN  
CLERK

DOUGLAS GENE MAYBERRY,

Petitioner-Appellant,

versus

UNITED STATES OF AMERICA,

Respondent-Appellee.

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Appeal from the United States District Court for the  
Middle District of Alabama

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Before ANDERSON and BARKETT, Circuit Judges.

BY THE COURT:

Appellant has filed a motion for reconsideration of this Court's order dated April 27, 2007, denying his motions for a certificate of appealability and leave to proceed on appeal in forma pauperis. Upon reconsideration, appellant's motion for a certificate of appealability is DENIED because he has failed to make the requisite showing. See 28 U.S.C. §§ 2244(b)(3)(A), 2253(c)(2); Gonzalez v. Crosby, 545 U.S. 524, 530-31, 125 S.Ct. 2641, 2647-48, 162 L.Ed.2d 480 (2005); Slack v. McDaniel, 520 U.S. 473, 478, 120 S.Ct. 1595, 1600-01, 146 L.Ed.2d 542 (2000); Jackson v.

Crosby, 437 F.3d 1290, 1294 (11th Cir.), cert. denied, 127 S.Ct. 240 (2006).

Appellant's motion for leave to proceed on appeal in forma pauperis is DENIED AS MOOT.